

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**RAPHAEL POSADAS,**

**Defendant.**

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**8:09CR147**

**ORDER**

At the initial appearance of the defendant on the charges contained in the indictment on file, the United States moved to detain the defendant without bail pending trial on the basis that he was a flight risk and a danger to the community. At the time of his initial appearance before the court, the defendant was in the custody of the Bureau of Immigration and Customs Enforcement. Accordingly,

**IT IS ORDERED:**

The government's motion for detention of Raphael Posadas pursuant to the Bail Reform Act is held in abeyance pending the defendant's coming into U.S. Marshal custody.

**IT IS FURTHER ORDERED:**

The U.S. Marshal for the District of Nebraska is directed to place a detainer with the correctional officer having custody of the defendant.

DATED this 4<sup>th</sup> Day of May, 2009.

BY THE COURT:

s/ Thomas D. Thalken  
United States Magistrate Judge